



**U.S. Department of Justice**

*United States Attorney  
Southern District of New York*

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*The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007*

February 26, 2021

**BY ELECTRONIC MAIL**

The Honorable Jed S. Rakoff  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, NY 10007

**Re: *United States v. James Patterson*  
S4 20 Cr. 188 (JSR)**

Dear Judge Rakoff:

The Government writes regarding an error in the cooperation agreement (the “Original Agreement”) to which defendant James Patterson pled guilty on February 19, 2021, in the above-captioned case. The Original Agreement contains the following erroneous forfeiture-related provision: “The defendant consents to the entry of the Consent Order of Forfeiture annexed hereto as Exhibit A and agrees that the Consent Order of Forfeiture shall be final as to the defendant at the time it is ordered by the Court.” While the defendant indeed admitted as part of the Original Agreement to “forfeit to the United States . . . a sum of money in United States currency, representing the amount of proceeds traceable to the commission [of Count One of the Information],” there was in fact no consent order of forfeiture attached as an exhibit to the Original Agreement, and thus no agreement between the parties as to any such order.

A revised version of the Agreement (the “Revised Agreement”), in which the erroneous provision is crossed out and initialed by the parties, is attached here as Exhibit 1.<sup>1</sup> The parties understand the Revised Agreement to be the operative agreement between the Government and the defendant. Because the Court appropriately allocated the defendant as to his admission to the forfeiture allegation with respect to Count One of the Information during the plea colloquy on

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<sup>1</sup> The parties respectfully request that Exhibit 1 be filed under seal.



**EXHIBIT 1**  
**(FILED UNDER SEAL)**